

## IN THE SUPREME COURT OF CALIFORNIA

THE PEOPLE,	)	
	)	
Plaintiff and Respondent,	)	
	)	S023628
v.	)	
	)	
JOHN SAPP,	)	
	)	
Defendant and Appellant.	)	Contra Costa County
	)	Super. Ct. No. 33597-6
_____	)	

**BY THE COURT:**

### **MODIFICATION OF OPINION**

The opinion herein, filed on July 31, 2003, appearing at 31 Cal.4th 240, is modified as follows:

The parenthetical phrase “(the public defenders in other counties where the deputy had worked)” appearing in the first sentence of the first full paragraph on page 254 is deleted.

This modification does not affect the judgment.